

REMARKS

Double Patenting

- A. All pending claims (excluding claim 54) stand rejected on the grounds of nonstatutory obviousness-type double patenting over claims of US Patent 7,332,554 (Shaffer I).
- B. Claim 54 stands rejected over claim 10 of US Patent 7,491,773 (Shaffer II) on the grounds of nonstatutory obviousness-type double patenting.

These rejections were not withdrawn as the previously filed terminal disclaimers were denied as an Attorney of Record had not signed the TDs. Previously filed to this response, a new Power of Attorney, signed by a prior attorney of record, was filed, the new Power of Attorney granting full Powers of Attorney to the undersigned.

Concurrent with the filing of this Amendment, Applicants are filing new terminal disclaimers over the US Patent 7,332,554 and US Patent 7,491,773.

35 U.S.C. § 102(b) and 35 U.S.C. § 103(a)

All pending claims (excluding claim 70) were rejected under 35 U.S.C. 102(b) over Priola (US 4107417). Claim 70 was also rejected under 35 U.S.C. § 103(a) as being obvious over Priola. It is noted that these rejections are not repeated and thus are presumably withdrawn in light of the previously submitted arguments.

The Examiner is invited to telephone the undersigned attorney if there are any issues outstanding which have not been addressed to the Examiner's satisfaction or if there are other issues which the Examiner believes can be readily resolved via a telephone interview.

Respectfully submitted,

May 28, 2009

Date

/Nancy T. Krawczyk/

Nancy T Krawczyk
Attorney for Applicants
Registration No. 38,744

ExxonMobil Chemical Co.
Law Technology
P.O. Box 2149
Baytown, Texas 77522-2149
Phone: 281-834-2429
Fax: 281-834-2495